

SECOND REGULAR SESSION

# SENATE BILL NO. 912

93RD GENERAL ASSEMBLY

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INTRODUCED BY SENATOR GOODMAN.

Read 1st time January 19, 2006, and ordered printed.

TERRY L. SPIELER, Secretary.

4591S.011

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## AN ACT

To amend chapter 161, RSMo, by adding thereto one new section relating to the establishment of a virtual school.

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*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Chapter 161, RSMo, is amended by adding thereto one new  
2 section, to be known as section 161.670, to read as follows:

**161.670. 1. Notwithstanding any other law, prior to July 1, 2007,**  
2 **the state board of education shall establish a virtual school to serve**  
3 **school-age students residing in the state. The virtual school shall offer**  
4 **instruction in a virtual setting using technology, intranet, and/or**  
5 **Internet methods of communication. Any student under the age of**  
6 **twenty-one in grades kindergarten through twelve who resides in this**  
7 **state shall be eligible to enroll in the virtual school regardless of the**  
8 **student's physical location.**

9 **2. For purposes of calculation and distribution of state school**  
10 **aid, students enrolled in a virtual school shall be included in the**  
11 **student enrollment of the school district in which the student**  
12 **physically resides. The virtual school shall report to the district of**  
13 **residence the following information about each student served by the**  
14 **virtual school: name, address, eligibility for free or reduced-price**  
15 **lunch, limited English proficiency status, special education needs, and**  
16 **the number of courses in which the student is enrolled. The virtual**  
17 **school shall promptly notify the resident district when a student**  
18 **discontinues enrollment. A "full-time equivalent student" is a student**  
19 **who successfully has completed the instructional equivalent of six**  
20 **credits per regular term. Each virtual course shall count as one class**  
21 **and shall generate that portion of a full-time equivalent that a**

22 comparable course offered by the school district would generate. In no  
23 case shall more than the full-time equivalency of a regular term of  
24 attendance for a single student be used to claim state aid. Full-time  
25 equivalent student credit completed shall be reported to the  
26 department of elementary and secondary education in the manner  
27 prescribed by the department. Nothing in this section shall prohibit  
28 students from enrolling in additional courses under a separate  
29 agreement that includes terms for paying tuition or course fees.

30       3. When a school district has one or more resident students  
31 enrolled in a virtual school program authorized by this section, the  
32 department of elementary and secondary education shall disburse an  
33 amount corresponding to fifteen percent of the state aid under sections  
34 163.031 and 163.043, RSMo, attributable to such student to the resident  
35 district. Subject to an annual appropriation by the general assembly,  
36 the department shall disburse an amount corresponding to eighty-five  
37 percent of the state adequacy target attributable to such student to the  
38 virtual school.

39       4. Except as specified in this section and as may be specified by  
40 rule of the state board of education, the virtual school shall comply  
41 with all state laws and regulations applicable to school districts,  
42 including but not limited to the Missouri school improvement program  
43 (MSIP), adequate yearly progress (AYP), annual performance report  
44 (APR), teacher certification, and curriculum standards. Any rule or  
45 portion of a rule, as that term is defined in section 536.010, RSMo, that  
46 is created under the authority delegated in this section shall become  
47 effective only if it complies with and is subject to all of the provisions  
48 of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This  
49 section and chapter 536, RSMo, are nonseverable and if any of the  
50 powers vested with the general assembly pursuant to chapter 536,  
51 RSMo, to review, to delay the effective date, or to disapprove and annul  
52 a rule are subsequently held unconstitutional, then the grant of  
53 rulemaking authority and any rule proposed or adopted after August  
54 28, 2006, shall be invalid and void.

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